Supreme Court, U.S.
FILED

06-848 DEC 14 2006

OFFICE OF THE CLERK

No.

In the Supreme Court of the United States

CIGARETTES CHEAPER!,

Petitioner,

v.

R.J. REYNOLDS TOBACCO COMPANY

AND

GMB, INC.,

Respondents.

ON PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

SUPPLEMENTAL APPENDIX TO THE PETITION FOR A WRIT OF CERTIORARI

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Explanatory Statement To The Supplemental Appendix i

Amended Judgment In A Civil Case, *R.J. Reynolds Tobacco Co., et al. v. Cigarettes Cheaper!, et al.*, No. 99 C 1174 (N.D. Ill. Feb. 8, 2005) 1b

EXPLANATORY STATEMENT TO THE SUPPLEMENTAL APPENDIX

There is no written opinion from the district court with respect to the question presented in Cigarettes Cheaper!'s Petition for a Writ of Certiorari. The Amended Judgment in a Civil Case that follows (1b-2b) contains, in the second enumerated order, the entry of judgment against Cigarettes Cheaper! based on the jury verdict at trial.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTHERN ILLINOIS,
EASTERN DIVISION

R.J. REYNOLDS TOBACCO CO., ET AL,

VS.

CIGARETTES CHEAPER! ET AL,

AMENDED JUDGMENT INA CIVIL CASE

CA No: 99 C 1174.

MICHAEL W. DOBBINS, CLERK OF COURT

STEPHEN C. TOKOPH, DEPUTY CLERK

ENTERED
February 8, 2005

☒ Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury rendered its verdict.

☐ Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS HEREBY ORDERED AND ADJUDGED that:

1. Judgment is hereby entered in favor of R.J. Reynolds Tobacco Company and GMB, Inc., and against Cigarettes Cheaper! on Counts I, II, III, IV, V and VI of R.J. Reynolds Tobacco Company and GMB, Inc.'s complaint in the amount of $3,560,002.00. R.J. Reynolds Tobacco Company and GMB, Inc. are awarded prejudgment interest in the amount of $1,313,706.00. Interest shall accrue on the combination of these two amounts at a rate of 2.47%, compounded annually.

2. Judgment is entered in favor of Counter-Defendant R.J. Reynolds Tobacco Co. and against Counter-Plaintiff Cigarettes Cheaper! on Cigarettes Cheaper!'s counterclaim. Cigarettes Cheaper to take nothing.

3. R.J. Reynolds Tobacco Company and GMB, Inc. are hereby awarded $117,855.23 in costs.

4. Defendants C.E.T., International, Inc., Canstar (USA), Inc., Genova Trading, Inc., and all John Does are dismissed with prejudice.

All matters in controversy having been resolved, final judgment is hereby entered in favor of R.J. Reynolds Tobacco Company and GMB, Inc., and against Cigarettes Cheaper! in the amount of $4,873,708.00.

For the Court,

/s/Stephen C. Tokoph,
Deputy Clerk